

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JON MICHAEL SALTZMAN, et al.,	:	CIVIL ACTION
Plaintiffs,	:	
	:	
v.	:	NO. 10-3265
	:	
TD BANK, N.A.,	:	
Defendant	:	

ORDER

AND NOW, this 28th day of March, 2010, upon consideration of the defendant's motion to dismiss (Document #18), the plaintiffs' response thereto (Document #21), and the defendant's reply (Document #22), it is hereby **ORDERED** that the motion is **GRANTED** in part and **DENIED** in part.

IT IS FURTHER ORDERED that Count I and Count III are **DISMISSED** from this action with prejudice.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.